IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF VIRGINIA Alexandria Division

| In re: | |) | Chapter 11 |
|--------------------------|----------|---|-----------------------|
| | |) | |
| VIJAY K. TANEJA, et al., | |) | Case No. 08-13293-SSM |
| | |) | |
| | Debtors. |) | Jointly Administered |

ORDER AUTHORIZING THE SALE OF 2791 CENTERBORO DRIVE, UNIT 472, <u>VIENNA, VIRGINIA FREE AND CLEAR OF LIENS AND OTHER INTERESTS</u>

THIS MATTER having come before this Court upon the Chapter 11 Trustee, H. Jason Gold's ("Trustee") Motion to Approve the Sale of 2791 Centerboro Drive, Unit 472, Vienna, Virginia ("Property") Free and Clear of All Liens and Other Interests ("Motion"); and upon consideration of all objections to the Motion and the proceedings before the Court on October 16, 2008; and it appearing that proper and adequate notice of the Motion has been given and that no other or further notice is necessary; and upon the record herein; and after due deliberation thereon; and good and sufficient cause appearing therefore,

IT IS HEREBY ORDERED THAT:

- 1. The Motion is GRANTED.
- 2. The Trustee is authorized to sell 2791 Centerboro Drive, Unit 472, Vienna, Virginia (Map # 048-1-52-0472) free and clear of liens and other interests to the fullest extent permitted under 11 U.S.C. § 363(f), for the sum of not less than \$357,000.00 ("Proceeds").
- 3. The Trustee is authorized to pay Weichert Realtors a commission of six percent (6%) of the Proceeds at closing.

4. The Trustee is authorized to pay a seller subsidy in the amount of \$10,000 to

Rachit Bindal at closing.

5. The Trustee shall hold the remaining Proceeds (following the payment of the

commission, the sellers subsidy and customary closing costs) in escrow ("Escrow") pending

further Order of this Court.

6. The Court shall retain jurisdiction over all matters arising from or related to the

interpretation or implementation of this Order.

7. Notwithstanding Rule 6004(g) of the Federal Rules of Bankruptcy Procedure, this

Order shall be effective and enforceable immediately upon entry.

| Dated: | , 2008 | |
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| | | |

Stephen S. Mitchell United States Bankruptcy Judge

PREPARED BY:

WILEY REIN LLP 7925 Jones Branch Drive, Suite 6200 McLean, Virginia 22102 (703) 905-2800

By: /s/ Dylan G. Trache
H. Jason Gold, Va. Bar No. 19117
Alexander M. Laughlin, Va. Bar No. 25237

Dylan G. Trache, Va. Bar No. 45939

Counsel to the Chapter 11 Trustee

SEEN AND AGREED:

MILES & STOCKBRIDGE P.C. 1751 Pinnacle Drive, Suite 500 McLean, Virginia 22102

By: /s/ Brian F. Kenney

Brian F. Kenney, Va. Bar No. 23199

Counsel to Virginia Commerce Bank

CERTIFICATE PURSUANT TO LOCAL BANKRUPTCY RULE 9022-1(C)

I hereby certify that the foregoing Order has been endorsed by all necessary parties.

/s/ Dylan G. Trache
Dylan G. Trache

<u>LIST OF PARTIES TO RECEIVE NOTICE OF ENTRY</u> <u>PURSUANT TO LOCAL RULE 9022-1</u>

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